

1 **TITLE VIII—TRANSPORTATION**  
2 **DISCRETIONARY SPENDING**  
3 **GUARANTEE**

4 **SEC. 8001. DISCRETIONARY SPENDING LIMITS FOR THE**  
5 **HIGHWAY AND MASS TRANSIT CATEGORIES.**

6 (a) LIMITS.—Redesignate paragraphs (2) through  
7 (9) of section 251(c) of the Balanced Budget and Emer-  
8 gency Deficit Control Act of 1985 as paragraphs (6)  
9 through (13), respectively, and strike paragraph (1) of  
10 such section 251(c) and insert the following new para-  
11 graphs:

12 “(1) with respect to fiscal year 2005—

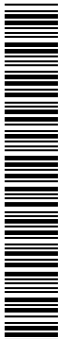
13 “(A) for the highway category:  
14 \$31,277,000,000 in outlays;

15 “(B) for the mass transit category:  
16 \$955,792,000 in new budget authority and  
17 \$6,674,000,000 in outlays;

18 “(2) with respect to fiscal year 2006—

19 “(A) for the highway category:  
20 \$33,942,000,000 in outlays;

21 “(B) for the mass transit category:  
22 \$1,643,000,000 in new budget authority and  
23 \$7,359,000,000 in outlays;



1 “(3) with respect to fiscal year 2007—

2 “(A) for the highway category:

3 \$36,960,000,000 in outlays;

4 “(B) for the mass transit category:

5 \$1,712,000,000 in new budget authority and

6 \$8,120,000,000 in outlays;

7 “(4) with respect to fiscal year 2008—

8 “(A) for the highway category:

9 \$39,123,000,000 in outlays;

10 “(B) for the mass transit category:

11 \$1,858,000,000 in new budget authority and

12 \$8,742,000,000 in outlays;

13 “(5) with respect to fiscal year 2009—

14 “(A) for the highway category:

15 \$40,660,000,000 in outlays;

16 “(B) for the mass transit category:

17 \$1,977,500,000 in new budget authority and

18 \$9,180,000,000 in outlays;”.

19 (b) DEFINITIONS.—Section 250(c)(4) of the Bal-

20 anced Budget and Emergency Deficit Control Act of 1985

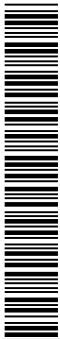
21 is amended—

22 (1) in subparagraph (B)—

23 (A) by striking “the Transportation Equity

24 Act for the 21st Century” and all that follows

25 through the colon and inserting: “the Safe, Ac-



1 countable, Flexible, Efficient Transportation  
2 Equity Act: A Legacy for Users.”; and

3 (B) by adding at the end thereof the fol-  
4 lowing new clauses:

5 “(v) 69–8362–0–7–401 (National  
6 Driver Registry).

7 “(vi) 69–8159–0–7–401 (Motor Car-  
8 rier Safety Operations and Programs).

9 “(vii) 06–8158–0–7–401 (Motor Car-  
10 rier Safety Grants).”; and

11 (2) by striking subparagraph (C) and inserting  
12 the following:

13 “(C) MASS TRANSIT CATEGORY.—The  
14 term ‘mass transit category’ means the fol-  
15 lowing budget accounts, or portions of the ac-  
16 counts, that are subject to the obligation limita-  
17 tions on contract authority provided in the  
18 Safe, Accountable, Flexible, Efficient Transpor-  
19 tation Equity Act: A Legacy for Users or for  
20 which appropriations are provided in accordance  
21 with authorizations contained in that Act:

22 “(i) 69–1120–0–1–401 (Administra-  
23 tive Expenses).

24 “(ii) 69–1134–0–1–401 (Capital In-  
25 vestment Grants).



1 “(iii) 69–8191–0–7–401 (Discre-  
2 tionary Grants).

3 “(iv) 69–1129–0–1–401 (Formula  
4 Grants).

5 “(v) 69–1127–0–1–401 (Interstate  
6 Transfer Grants—Transit).

7 “(vi) 69–1125–0–1–401 (Job Access  
8 and Reverse Commute).

9 “(vii) 69–1122–0–1–401 (Miscella-  
10 neous Expired Accounts).

11 “(viii) 69–1121–0–1–401 (Research,  
12 Training and Human Resources).

13 “(ix) 69–8350–0–7–401 (Trust Fund  
14 Share of Expenses).

15 “(x) 69–1137–0–1–401 (Transit Plan-  
16 ning and Research).

17 “(xi) 69–1136–0–1–401 (University  
18 Transportation Research).

19 “(xii) 69–1128–0–1–401 (Washington  
20 Metropolitan Area Transit Authority).”.

21 **SEC. 8002. ADJUSTMENTS TO ALIGN HIGHWAY SPENDING**  
22 **WITH REVENUES.**

23 Subparagraphs (B) through (E) of section 251(b)(1)  
24 of the Balanced Budget and Emergency Deficit Control  
25 Act of 1985 are amended to read as follows:



1                   “(B) ADJUSTMENT TO ALIGN HIGHWAY  
2 SPENDING WITH REVENUES.—(i) When the  
3 President submits the budget under section  
4 1105 of title 31, United States Code, OMB  
5 shall calculate and the budget shall make ad-  
6 justments to the highway category for the budg-  
7 et year and each outyear as provided in clause  
8 (ii)(I)(cc).

9                   “(ii)(I)(aa) OMB shall take the actual level  
10 of highway receipts for the year before the cur-  
11 rent year and subtract the sum of the estimated  
12 level of highway receipts in subclause (II) plus  
13 any amount previously calculated under item  
14 (bb) for that year.

15                   “(bb) OMB shall take the current estimate  
16 of highway receipts for the current year and  
17 subtract the estimated level of receipts for that  
18 year.

19                   “(cc) OMB shall add one-half of the sum  
20 of the amount calculated under items (aa) and  
21 (bb) to the obligation limitations set forth in  
22 the section 8003 of the Safe, Accountable,  
23 Flexible, Efficient Transportation Equity Act:  
24 A Legacy for Users and, using current esti-  
25 mates, calculate the outlay change resulting



1 from the change in obligations for the budget  
2 year and the first outyear and the outlays flow-  
3 ing therefrom through subsequent fiscal years.  
4 After making the calculations under the pre-  
5 ceding sentence, OMB shall adjust the amount  
6 of obligations set forth in that section for the  
7 budget year and the first outyear by adding  
8 one-half of the sum of the amount calculated  
9 under items (aa) and (bb) to each such year.

10 “(II) The estimated level of highway re-  
11 cepts for the purposes of this clause are—

12 “(aa) for fiscal year 2005,  
13 \$31,562,000,000;

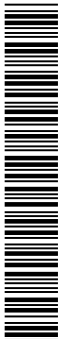
14 “(bb) for fiscal year 2006,  
15 \$33,712,000,000;

16 “(cc) for fiscal year 2007,  
17 \$34,623,000,000

18 “(dd) for fiscal year 2008,  
19 \$35,449,000,000; and

20 “(ee) for fiscal year 2009,  
21 \$36,220,000,000.

22 “(III) In this clause, the term ‘highway re-  
23 cepts’ means the governmental receipts cred-  
24 ited to the highway account of the Highway  
25 Trust Fund.

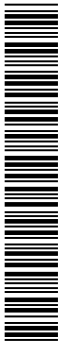


1           “(C) In addition to the adjustment re-  
2           quired by subparagraph (B), when the Presi-  
3           dent submits the budget under section 1105 of  
4           title 31, United States Code, for fiscal year  
5           2007, 2008, or 2009, OMB shall calculate and  
6           the budget shall include for the budget year and  
7           each outyear an adjustment to the limits on  
8           outlays for the highway category and the mass  
9           transit category equal to—

10                   “(i) the outlays for the applicable cat-  
11                   egory calculated assuming obligation levels  
12                   consistent with the estimates prepared pur-  
13                   suant to subparagraph (D), as adjusted,  
14                   using current technical assumptions; minus

15                   “(ii) the outlays for the applicable cat-  
16                   egory set forth in the subparagraph (D)  
17                   estimates, as adjusted.

18           “(D)(i) When OMB and CBO submit their  
19           final sequester report for fiscal year 2006, that  
20           report shall include an estimate of the outlays  
21           for each of the categories that would result in  
22           fiscal years 2007 through 2010 from obligations  
23           at the levels specified in section 8003 of the  
24           Safe, Accountable, Flexible, Efficient Transpor-



1           tation Equity Act: A Legacy for Users using  
2           current assumptions.

3           “(ii) When the President submits the  
4           budget under section 1105 of title 31, United  
5           States Code, for fiscal year 2007, 2008, 2009,  
6           or 2010, OMB shall adjust the estimates made  
7           in clause (i) by the adjustments by subpara-  
8           graphs (B) and (C).

9           “(E) OMB shall consult with the Commit-  
10          tees on the Budget and include a report on ad-  
11          justments under subparagraphs (B) and (C) in  
12          the preview report.”.

13   **SEC. 8003. LEVEL OF OBLIGATION LIMITATIONS.**

14          (a) HIGHWAY CATEGORY.—For the purposes of sec-  
15          tion 251(b) of the Balanced Budget and Emergency Def-  
16          icit Control Act of 1985, the level of obligation limitations  
17          for the highway category is—

- 18               (1) for fiscal year 2005, \$35,164,292,000;  
19               (2) for fiscal year 2006, \$37,220,843,903;  
20               (3) for fiscal year 2007, \$39,460,710,516;  
21               (4) for fiscal year 2008, \$40,824,075,404; and  
22               (5) for fiscal year 2009, \$42,469,970,178.

23          (b) MASS TRANSIT CATEGORY.—For the purposes of  
24          section 251(b) of the Balanced Budget and Emergency





1 Deficit Control Act of 1985, the level of obligation limita-  
2 tions for the mass transit category is—

3 (1) for fiscal year 2005, \$7,646,336,000;

4 (2) for fiscal year 2006, \$8,622,931,000;

5 (3) for fiscal year 2007, \$8,974,775,000;

6 (4) for fiscal year 2008, \$9,730,893,000; and

7 (5) for fiscal year 2009, \$10,338,065,000.

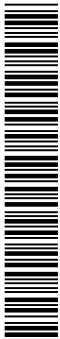
8 For purposes of this subsection, the term “obligation limi-  
9 tations” means the sum of budget authority and obligation  
10 limitations.

11 **SEC. 8004. ENFORCEMENT OF GUARANTEE.**

12 Clause 3 of rule XXI of the Rules of the House of  
13 Representatives is amended—

14 (1) by striking “section 8103 of the Transpor-  
15 tation Equity Act for the 21st Century” and insert-  
16 ing “section 8003 of the Safe, Accountable, Flexible,  
17 Efficient Transportation Equity Act: A Legacy for  
18 Users”; and

19 (2) by adding at the end the following: “For  
20 purposes of this clause, any obligation limitation re-  
21 lating to surface transportation projects under sec-  
22 tion 1602 of the Transportation Equity Act for the  
23 21st Century and section 1702 of the Safe, Account-  
24 able, Flexible, Efficient Transportation Equity Act:  
25 A Legacy for Users shall be assumed to be adminis-



1       tered on the basis of sound program management  
2       practices that are consistent with past practices of  
3       the administering agency permitting States to decide  
4       High Priority Project funding priorities within State  
5       program allocations.”.

6   **SEC. 8005. TRANSFER OF FEDERAL TRANSIT ADMINISTRA-**  
7                   **TIVE EXPENSES.**

8       For purposes of clauses 2 and 3 of rule XXI of the  
9   House of Representatives, it shall be in order to transfer  
10   funds, in amounts specified in annual appropriation Acts  
11   to carry out the Safe, Accountable, Flexible, Efficient  
12   Transportation Equity Act: A Legacy for Users (including  
13   the amendments made by that Act), from the Federal  
14   Transit Administration’s administrative expenses account  
15   to other mass transit budget accounts under section  
16   250(c)(4)(C) of the Balanced Budget and Emergency Def-  
17   icit Control Act of 1985.

